ORDER RECEIVED/FOR FILING

IN RE: PETITION FOR ADMIN. VARIANCE

NW/S Clifmar Road, 295' NE of

the c/l of Liberty Road (3606 Clifmar Road)

2nd Election District
2nd Councilmanic District

James Thurston Petitioner * BEFORE THE

* ZONING COMMISSIONER

OF BALTIMORE COUNTY

* Case No. 96-298-A

* * * * * * * * *

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as a Petition for Administrative Variance for that property known as 3606 Clifmar Road, located in the vicinity of Liberty Road in Rockdale. The Petition was filed by the owner of the property, James Thurston. The Petitioner seeks relief from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (detached carport) to be located in the side yard in lieu of the required rear. The subject property and relief sought are more particularly described on the site plan submitted which was accepted and marked into evidence as Petitioner's Exhibit 1.

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted and there being no requests for public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variances would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Zoning Commissioner, the information, pictures, and affidavits

submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Pursuant to the posting of the property and the provisions of both the Baltimore County Code and the B.C.Z.R. having been met, and for the reasons set forth above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this day of March, 1996 that the Petition for Administrative Variance seeking relief from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (detached carport) to be located in the side yard in lieu of the required rear, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject, however, to the following restrictions:

- 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be rescinded.
- 2) The proposed carport shall be open on all four sides and shall not be enclosed for any reason.
- 3) When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

TAWRENCE E. SCHMIDT Zoning Commissioner for Baltimore County

ř : u-

LES:bjs

Baltimore County Government Zoning Commissioner Office of Planning and Zoning



Suite 112 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

March 8, 1996

Mr. James Thurston 3606 Clifmar Road Baltimore, Maryland 21244

RE: PETITION FOR ADMINISTRATIVE VARIANCE

NW/S Clifmar Road, 295' NE of the c/l of Liberty Road

(3606 Clifmar Road)

2nd Election District _ 2nd Councilmanic District

James Thurston - Petitioner

Case No. 96-298-A

Dear Mr. Thurston:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Administrative Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Permits and Development Management office at 887-3391.

Very truly yours

LAWRENCE E. SCHMIDT Zoning Commissioner for Baltimore County

A CONTRACTOR OF THE PROPERTY O

LES:bjs

cc: Mr. R. L. Tice, c/o Patio Enclosures, Inc. 224 8th Avenue, N.W., Glen Burnie, Md. 21061

People's Counsel

File



Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County

for the property located at

3606 CLIFMAR ROAD

which is presently zoned

I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the

Zoning Commissioner of Baltimore County

025.5

This Petition shall be filed with the Office of Zoning Administration & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s)

CEPARATE CHARLES CONTROL OF CARGAS PORTER OF THE SERVE OF THE TROUBLE THE THE TROUBLE THE THE TREE OF THE SERVE OF THE TROUBLE THE TREE OF THE SERVE OF THE SERVE

of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or

SEE REVERSE SIDE.

practical difficulty)

ORDER RECEIVED FOR FILING

Property is to be posted and advertised as prescribed by Zoning Regulations.

I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

	legal owner(s) of the property which is the subject of this Petition.		
ontract Purchaser/Lessee:	Legal Owner(s):		
Type or Print Name)	JAMES THURSTON (Type or Pilot Name) **Ames / M. Kurston		
ignature ddress	Storfature (Type or Print Name)		
ity State Zipcode	Signature		
첫/한 for Petitioner:	3606 CLIFMAR ROAD 655-4302		
PATIO ENCLOSURES, INC.	Address Phone No. Rockdale, Md. 21244 City State Zipcode		
gnature R. L. TICE, AGENT	Name, Address and phone number of representative to be contacted, if		
224 8th AVE., N.W. 760-1919 Phone No.	PATIO ENCLOSURES, INC.		
GLEN BURNIE, MD. 21061	224 8th AVE., N.W. 760-1919 Address Phone No.		
ty State Zipcode	Variata August A		

that the subject matter of this petition be set for a public hearing, advertised, as required by the Loning Regulations of Battimore County, in two newspapers of general

Printed with Soyboan Ink on Recycled Paper

circulation throughout Baltimore County, and that the property be reposted.

REVIEWED BY: 2/18/46

Affidavit in support of Administrative Variance

The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows:

That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto.

That the Affiant(s) does/do presently reside at 3606 CLIFMAR ROAD
ROCKDALE, MD. 21244
City State 7ip Code
That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: (indicate hardship or practical difficulty)
1. THE EXISTING DRIVEWAY IS LOCATED ON THE RIGHT SIDE OF THE HOUSE AND
IS THE MOST FEASIBLE AREA IN RELATION TO THE PROPERTY - THEREBY, THE
ADDITION OF A FREE STANDING CARPORT BECOMES THE LOGICAL AREA FOR THIS ADDITION.
2. IMPROVE THE APPEARANCE OF THE HOUSE,
3. PROVIDE PROTECTION FOR AUTOMOBILES.
4. DOES NOT IMPAIR VISION OF OTHER PROPERTIES.
That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pay a reposting and advertising fee and may be required to provide additional information.
TAMES THURSTON
STATE OF MARYLAND, COUNTY OF BALTIMORE, to wit:
I HEREBY CERTIFY, this 22 nd day of tany and 1996, before me, a Notary Public of the State of Maryland, in and for the County aforesaid, personally appeared the State of Maryland, in and for the County aforesaid, personally appeared the State of Maryland, in and for the County aforesaid, personally appeared the State of Maryland, in and for the County aforesaid, personally appeared the State of Maryland, in and for the County aforesaid, personally appeared the State of Maryland, in and for the County aforesaid, personally appeared the State of Maryland, in and for the County aforesaid, personally appeared the State of Maryland, in and for the County aforesaid, personally appeared the State of Maryland, in and for the County aforesaid, personally appeared the State of Maryland, in and for the County aforesaid, personally appeared the State of Maryland, in and for the County aforesaid, personally appeared the State of Maryland, in and for the County aforesaid, personally appeared the State of Maryland, in and for the County aforesaid, personally appeared the State of Maryland, in an action of the State of Maryland, in an action of the State of Maryland, and the State of Maryland appeared the
the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiants(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief.
AS WITNESS my hand and Notarial Seal. Malma Magan
clate NOTARY PUBLIC
My Commission Expires: 7/7/98

LEGAL DESCRIPTION OF PROPERTY

96-298-A

BEGINNING ON THE N.W. SIDE OF CLIFMAR RD., 25' WIDE, AT A DISTANCE OF 295' N.W. OF THE CENTERLINE OF LIBERTY RD. BEING LOT 24 IN THE SUBDIVISION OF ST. GEORGE PARK. BOOK 8, FOLIO 26. ALSO, KNOWN AS 3606 CLIFMAR RD. IN THE 2nd ELECTION DISTRICT.

96-298-A

CERTIFICATE OF POSTING ZONING DEPARTMENT OF BALTIMORE COUNTY Townson, Maryland

District Date of Posting

Posted for: Dance Thurston

Location of property: 3606 Clafman Cl

Location of Signs: Date of return:

Signature Date of Posting

Date of Posting

Date of Posting

Date of Posting

Posted by Thurston

Signature

Michael Michael

Michael Michael

Date of Posting

Date of Posting

Date of Posting

Date of Posting

Post by: 2/18/96

CASE NUMBER: 96-298-A (Item 300)

3606 Clifmar Road

NW/S Clifmar Road, 295' NE of c/l Liberty Road

2nd Election District - 2nd Councilmanic

Legal Owner: James Thurston

Administrative Variance to permit an accessory strucarport) in the side yard in lieu of the rear.

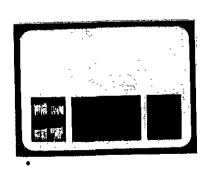


3

FICE OF FINANCE REVELLED SCELLANEOUS CASH RE	ECEIPT 76-298-A
ATE 2/7/96	ACCOUNT
I+(n, 300	AMOUNT \$ 85.01
016-1FE	Corp - 3606 Clifmar Rd.
FROM: 0/6-Res	Var \$50.00
080 / 555	1 85.0t
FOR.	THE PHILAPHTLINE OF THE PARTIES OF SA

3M, St. Poul, MK.

MMM 5824 FILMSORT® & DUPLICARD® Cords



Development Processing County Office Building III West Chesapeake Avenue Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements.

PAYMENT WILL BE MADE AS FOLLOWS:

- Posting fees will be accessed and paid to this office at the 1) time of filing.
- Billing for legal advertising, due upon receipt, will come 2) from and should be remitted directly to the newspaper.

NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

	ARNOLD JABLON, DIRECTOR				
For newspaper advertising: Item No.: 300 Petitioner: 3606 Clifmar Rd					
Item No.: 500 Petitioner: 5506 Location:	James Thurston				
PLEASE FORWARD ADVERTISING BILL TO:					
NAME: James Thurston					
ADDRESS: 3606 Clifmar Rd. Rockdale, MD 21244	•				
PHONE NUMBER: 655-4300					

Piming with Soybean link on Recycled Paper

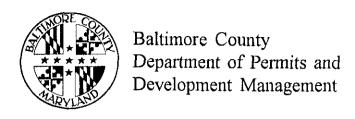
Director

cc: James Thurston

Patio Enclosures, Inc.

CANAL SECTION OF THE SECTION OF THE





Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

February 15, 1996

NOTICE OF CASE NUMBER ASSIGNMENT

Re:

CASE NUMBER: 96-298-A (Item 300)

3606 Clifmar Road

NW/S Clifmar Road, 295' NE of c/l Liberty Road

2nd Election District - 2nd Councilmanic

Legal Owner: James Thurston

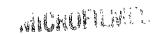
Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

- 1) Your property will be posted on or before February 18, 1996. The closing date (March 4, 1996) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.
- 2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the hearing will appear in a Baltimore County newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s).
- 3) Please be advised that you must return the sign and post to this office. They may be returned after the closing date. Failure to return the sign and post will result in a \$60.00 charge.

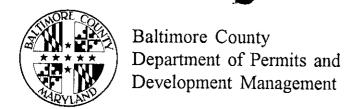
PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

Arnold Jablon Director

cc: James Thurston
Patio Enclosures, Inc.







Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

February 27, 1996

R. L. Tice Patio Enclosures, Inc. 224 8th Ave., N.W. Glen Burnie, MD 21061

RE: Item No.: 300

Case No.: 96-298-A

Petitioner: James Thurston

Dear Mr. Tice:

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on February 7, 1996.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Joyce Watson in the zoning office (887-3391).

Sincerely,

W. Carl Richards, Jr.

Zoning Supervisor

WCR/jw
Attachment(s)

The State of the second

X);

Printed with Soybean link on Recycled Paper

BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

TO: Arnold Jablon, Director DATE: Feb. 26, 1996 Zoning Administration and Development Management

FROM: Robert W. Bowling, P.E., Chief Development Plans Review

RE: Zoning Advisory Committee Meeting for February 26, 1996
Items 294, 295, 296, 298, 299, 300, 301, 302, 7
and 303

The Development Plans Review Division has reviewed the subject zoning items and we have no comments.

RWB:sw

Baltimore County Government Fire Department



700 East Joppa Road Towson, MD 21286-5500

Office of the Fire Marshal (410) 887-4880

DATE: 02/20/96

Arnold Jablon
Director
Zoning Administration and
Development Management
Baltimore County Office Building
Towson, MD 21204
MAIL STOP-1105

RE: Property Owner: SEE BELOW

Location: DISTRIBUTION MEETING OF FEB. 20, 1996

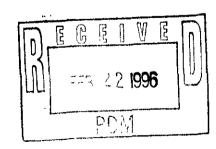
Item No.: SEE BELOW

Zoning Agenda:

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS:294,295,296,298.299,300,301,302 & 304.



REVIEWER: LT. ROBERT P. SAUERWALD

Fire Marshal Office, PHONE 887-4881. MS-1102F

cc: File

Printed with Soybean Ink

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

DATE:

February 21, 1996

TO:

Arnold Jablon, Director

Permits and Development

Management

FROM:

Pat Keller, Director

Office of Planning

SUBJECT:

Petitions from Zoning Advisory Committee

The Office of Planning has no comments on the following petition(s):

Item Nos. 295, 296, 298, 300, 301, 303 and 304

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3480.

Prepared by:

Division Chief:

PK/JL



David L. Winstead Secretary Hal Kassoff Administrator

Park Salar

Ms. Joyce Watson Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

RE:

2-16-96 Baltimore County Item No. 300 (MJK)

Dear Ms. Watson:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Bob Small at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,

Ronald Burns, Chief Engineering Access Permits

BS/es

My telephone number is _

. MISER7 954 PAGE8 19

#300

This Need

27th 'day of Made this by and between

in the year 19 88

of the first part, and parties

JAMES A. THURSTON & DORIS E. THURSTON, husband and wife

THOMAS W. HOGG, JR. & ELIZABETH A. HOGG, husband and wife

parties

of the second part:

Witnesseth, that for and in consideration of the sum of \$87,900.00 whereof is hereby acknowledged, the said party of the first part does grant unto the said of the second part, in fee simple, as Tenants by the Entirety the following described land and premises, situate in the State of Maryland,

Baltimore

and known and distinguished as

Lot No. 24, on a Plat of the property of J. Alfred Marriott, Jr., being Plat No. 4, "GEORGES PARK", of record among the Land Records of Baltimore Coun in Plat Book No. 8, folio 26. DEED

The Improvements thereon being known as 3606 Clifmar Road.

0 3 SH CLERK 893.50

14.00

439.50

440.00

08/26/88

BEING that same lot obtained by the parties of the first part in a Desdon COO4 ROL 110:58 recorded in Liber 6913, folio 220.

Together with all and singular the ways, easements, rights, privileges and appurtenances to the same belonging or in anywise appertaining, and all the estate, right, title, interest, and claim, either at law or in equity, or otherwise however, of the said party of the first part, of, in, to, or out of the said land and premises.

will of the first part covenant that they And the said parties will execute such further warrant specially the property hereby conveyed; and that they sassurances of said land as may be requisite.

and seal hand

the day and year first hereinbefore written.

[SEAL]

[SEAL]

AGEICULTU"AL TRANSFER TAX

HOT APPL_JABLE

STATE OF MARYLAND

COUNTY OF Howard

SIGNATURE

I Hereby Certify that on this 27th day of , before the undersigned officer, a notary public in and for the state and county aforesaid, personally appeared THOMAS W. HOGG, JR. & ELIZABETH A. HOGG whose names are subscribed to the within instrument known to me to be the persons executed the same for the purposes therein they and did acknowledge that contained, and signed the same in my presence.

In Witness whereof, I hereunto set my hand, and official/sea

I hereby certify the within instrument was prepared under the supervision of an attorney duly admitted to practice before the Court of Appeals of Maryland 5 x x x x 140640 ^a 87

5 a A/Notary Public, Maryland

My Commission Expires _7/1/90

Taxation

State Department ssessments & timore

HOTARY PUBLIC

Hereby Certify that on this day of

19 , before the undersigned officer, a notary public in and for the state and county aforesaid, personally appeared known to me to be the person whose name subscribed to the within instrument and did acknowledge that he executed the same for the purposes therein contained.

In Mitness whereof, I hereunto set my hand and official seal.

		Notary I	Public, Maryland	
	Му Со	mmission Expire	s	
MAIL TO: Mr. & Mrs. James A. Thurston 3606 Clifmar Road Baltimore, MD 21207 CAPITOL TITLE INSURANCE AGENCY, INC. G 4710 Auth Place, Suite 101, Suitland, MD 20746 423-2030 G 5515 Secunty Lane, Suite 510, Rockville, MD 20852 231-7250 2010 Defense Hwy., Suite, Crofton, MD 21114 261-6201	, Q	DORIS E. THURSTON Received for Record on the day of , A.D., 19	FLIZABETH A. HOGG TO JAMES A. THURSTON &	THOMAS W. HOGG. JR. &

Affidavit of Consideration

I/WE THOMAS W. HOGG, JR. & ELIZABETH A. HOGG . HEREBY CERTIFY UNDER THE PENALTIES OF PERJURY THAT THE ACTUAL CONSIDERATION PAID OR TO BE PAID FOR THE AFOREGOING IS \$87,900.00 AND THAT THE AMOUNT OF ANY DEED OF TRUST, OR MORTGAGE BEING ASSUMED BY THE GRANTEE IS \$-0
WITHESS AFFIANT THOMAS W. HOGG, JR.

01/058-82-70

ak ni baa

<u>8</u>

96-298-A





#300





Plat for Zoning Variance OWNER: JAMES THURSTON 3606 CLIFMAR RD. ROCKDALE, MD. 21244 COUNCILMANIC DISTRICT LOT NO. ST. GEORGE P SUBDIVISION 1"=201 SCALE DR.5.5 ZONE ELECTION DISTRICT 8 BOOK 26 **FOLIO** 65 FRONT 65 REAR 155 S-1 155 S-2 SQ.FT. 10,075 ACRES = PLOT ATTACHED PLAT TO ACCOMPANY ZONING VARIANCE 82' 200 SCALE MAP NW-6H ATTACHED AERIAL MAP ATTACHED NW-6H PHOTO ATTACHED 20 3608 3606 25 3604 10' 37 1 38' LIBERTY Rd

IN RE: PETITION FOR ADMIN. VARIANCE NW/S Clifmar Road, 295' NE of the c/l of Liberty Road (3606 Clifmar Road) 2nd Election District 2nd Councilmanic District

* ZONING COMMISSIONER * OF BALTIMORE COUNTY

* * * * * * * * * *

* Case No. 96-298-A James Thurston Petitioner

FINDINGS OF FACT AND CONCLUSIONS OF LAW

This matter comes before the Zoning Commissioner as a Petition for Administrative Variance for that property known as 3606 Clifmar Road, located in the vicinity of Liberty Road in Rockdale. The Petition was filed by the owner of the property, James Thurston. The Petitioner seeks relief from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (detached carport) to be located in the side yard in lieu of the required rear. The subject property and relief sought are more particularly described on the site plan submitted which was accepted and marked into evidence as Petitioner's Exhibit 1.

The Petitioners having filed a Petition for Administrative Variance and the subject property having been posted and there being no requests for public hearing, a decision shall be rendered based upon the documentation presented.

The Petitioners have filed the supporting affidavits as required by Section 26-127 (b)(1) of the Baltimore County Code. Based upon the information available, there is no evidence in the file to indicate that the requested variances would adversely affect the health, safety or general welfare of the public and should therefore be granted. In the opinion of the Zoning Commissioner, the information, pictures, and affidavits

submitted provide sufficient facts that comply with the requirements of Section 307.1 of the B.C.Z.R. Furthermore, strict compliance with the B.C.Z.R. would result in practical difficulty and/or unreasonable hardship upon the Petitioners.

Fursuant to the posting of the property and the provisions of both the Baltimore County Code and the B.C.Z.R. having been met, and for the reasons set forth above, the relief requested should be granted.

THEREFORE, IT IS ORDERED by the Zoning Commissioner for Baltimore County this _____ day of March, 1996 that the Petition for Administrative Variance seeking relief from Section 400.1 of the Baltimore County Zoning Regulations (B.C.Z.R.) to permit an accessory structure (detached carport) to be located in the side yard in lieu of the required rear, in accordance with Petitioner's Exhibit 1, be and is hereby GRANTED, subject, however, to the following restrictions:

> 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the relief granted herein shall be rescinded. 2) The proposed carport shall be open on all four sides and shall not be enclosed for any reason.

3) When applying for a building permit, the site plan filed must reference this case and set forth and address the restrictions of this Order.

RECEIVED FOR I LES:bjs

Zoning Commissioner for Baltimore County

LEGAL DESCRIPTION OF PROPERTY

76-298-A

BEGINNING ON THE N.W. SIDE OF CLIFMAR RD., 25' WIDE, AT A DISTANCE OF 295' N.W. OF THE CENTERLINE OF LIBERTY RD. BEING LOT 24 IN THE SUBDIVISION OF ST. GEORGE PARK. BOOK 8, FOLIO 26. ALSO, KNOWN AS 3606 CLIFMAR RD. IN THE 2nd ELECTION DISTRICT.

Baltimore County Government Zoning Commissioner
Office of Planning and Zoning

Suite 112 Courthouse 400 Washington Avenue Towson, MD 21204

(410) 887-4386

March 8, 1996

Mr. James Thurston 3606 Clifmar Road Baltimore, Maryland 21244

RE: PETITION FOR ADMINISTRATIVE VARIANCE NW/S Clifmar Road, 295: NE of the c/l of Liberty Road (3606 Clifmar Road) 2nd Election District 2nd Councilmanic District James Thurston - Petitioner Case No. 96-298-A

Dear Mr. Thurston:

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Administrative Variance has been granted in accordance with the attached Order.

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact the Permits and Development Management office at 887-3391.

> Zoning Commissioner for Baltimore County

cc: Mr. R. L. Tice, c/o Patio Enclosures, Inc. 224 8th Avenue, N.W., Glen Burnie, Md. 21061 People's Counsel

ZONING DEPARTMENT OF BALTIMORE COUNTY

96-298-A

titioner:	James Thurston
cation of property:	3606 Clifmar Rd
ation of Signs:	
narks:	

CERTIFICATE OF POSTING

Post by: 2/18/96

CASE NUMBER: 96-298-A (Item 300) 3606 Clifmar Road NW/S Clifmar Road, 295' NE of c/l Liberty Road 2nd Election District - 2nd Councilmanic Legal Owner: James Thurston

Administrative Variance to permit an accessory structure (detached carport) in the side yard in lieu of the rear.

> BALTIMORE COUNTY, MARYLAND OFFICE OF FINANCE - REVENUE DIVISION MISCELLANEOUS CASH RECEIPT 76-298-A I+cm. 360 AMOUNT \$ 85.CT By: rask FROM: RIC-LEC Corp - 3606 Clifmer Rd. 016-Res Var. -\$50.00 -080-1552 - \$35.00 # 85.00

Petition for Administrative Variance

to the Zoning Commissioner of Baltimore County for the property located at 3606 CLIFMAR ROAD

which is presently zoned 025-5 This Petition shall be filed with the Office of Zoning Administration & Development Management.

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Variance from Section(s) POLARAM PURILICIAM VALORAMORPOR DALLICIAR SIDIR OF THE ROUSE METERIA

SEED TARPY JETUDACK VIN WEEN OR FUE TREQUIRED 2726".

(DFT. ATTER) 400. 1 +0 permit an accessory structure (detached ca-port)

In the side yard in lieu of the rear. of the Zoning Regulations of Baltimore County, to the Zoning Law of Baltimore County; for the following reasons: (indicate hardship or SEE REVERSE SIDE.

Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of above Variance advertising, posting, etc., upon filing of this petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

		We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition.
	Contract Purchaser/Lessee:	Legal Owner(s):
		JAMEŞ THURSTON
	(Type or Print Name)	(Type or Print Name)
	Signature	Signature
	Address	(Type or Print Name)
	City State Zpcode	Signature
Se l	PATIO ENCLOSURES, INC.	3606 CLIFMAR ROAD 655-4302
OR FILING	(Type or Print Name)	Rockdale, Md. 21244
وري	Signature R. L. TICE, AGENT	City State Zipcode Name, Address and phone number of representative to be contacted, x
ch hecelwed	224 8th AVE., N.W. 760-1919	PATIO ENCLOSURES, INC.
(C, E	GLEN BURNIE, MD. 21061 City State Zipcode	224 8th AVE., N.W. 760-1919
<u>ב</u>		GLEN BURNIE MD. 21061
	A Public Hearing having been requested and/or found to be required, it is orde that the subject matter of this petition be set for a public hearing, advertised, a circulation throughout Baltimore County, and that the property be reposted.	red by the Loning Commissioner of Ballimore County, this day of 19
Date P.	ò	Ioning Commissioner of Baltimore County

Development Management

Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

ZONING HEARING ADVERTISING AND POSTING REQUIREMENTS & PROCEDURES

Baltimore County zoning regulations require that notice be given to the general public/neighboring property owners relative to property which is the subject of an upcoming zoning hearing. For those petitions which require a public hearing, this notice is accomplished by posting a sign on the property and placement of a notice in at least one newspaper of general circulation in the County.

This office will ensure that the legal requirements for posting and advertising are satisfied. However, the petitioner is responsible for the costs associated with these requirements.

PAYMENT WILL BE MADE AS FOLLOWS:

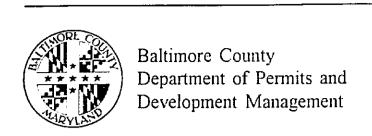
- 1) Posting fees will be accessed and paid to this office at the time of filing.
- 2) Billing for legal advertising, due upon receipt, will come from and should be remitted directly to the newspaper. NON-PAYMENT OF ADVERTISING FEES WILL STAY ISSUANCE OF ZONING ORDER.

	ARNOLD JABLON,	DIRECTOR	
or newspaper advertising:			
tem No.: 360 Petitioner: 3606	Clifmer R	<u>l</u>	
ocation:	Vames	Thurston	
LEASE FORWARD ADVERTISING BILL TO:	•		
AME: James Thurston	·		
DDRESS: 3606 (lifmar Rd	?		

Affidavit in support of Administrative Variance The undersigned hereby affirms under the penalties of perjury to the Zoning Commissioner of Baltimore County, as follows: That the information herein given is within the personal knowledge of the Affiant(s) and that Affiant(s) is/are competent to testify thereto in the event that a public hearing is scheduled in the future with regard thereto. That the Affiant(s) does/do presently reside at 3606 CLIFMAR ROAD That based upon personal knowledge, the following are the facts upon which I/we base the request for an Administrative Variance at the above address: (indicate hardship or practical difficulty) 1. THE EXISTING DRIVEWAY IS LOCATED ON THE RIGHT SIDE OF THE HOUSE AND IS THE MOST FEASIBLE AREA IN RELATION TO THE PROPERTY - THEREBY, THE ADDITION OF A FREE STANDING CARPORT BECOMES THE LOGICAL AREA FOR THIS ADDITION. 2. IMPROVE THE APPEARANCE OF THE HOUSE. PROVIDE PROTECTION FOR AUTOMOBILES. 4. DOES NOT IMPAIR VISION OF OTHER PROPERTIES. That Affiant(s) acknowledge(s) that if a protest is filed, Affiant(s) will be required to pa; a reposting and advertising fee and the Affiants(s) herein, personally known or satisfactorily identified to me as such Affiants(s), and made oath in due form of law that the matters and facts hereinabove set forth are true and correct to the best of his/her/their knowledge and belief. AS WITNESS my hand and Notarial Seal. 1/22/96

02A91E01ABATEHRE BA CO11:24AM02-07-96

Rockdale, MD 21244 PHONE NUMBER: 655-4302



Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

February 15, 1996

NOTICE OF CASE NUMBER ASSIGNMENT

CASE NUMBER: 96-298-A (Item 300) 3606 Clifmar Road NW/S Clifmar Road, 295' NE of c/l Liberty Road 2nd Election District - 2nd Councilmanic Legal Owner: James Thurston

Please be advised that your Petition for Administrative Zoning Variance has been assigned the above case number. Contact made with this office regarding the status of this case should reference the case number and be directed to 887-3391. This notice also serves as a refresher regarding the administrative process.

1) Your property will be posted on or before February 18, 1996. The closing date (March 4, 1996) is the deadline for a neighbor to file a formal request for a public hearing. After the closing date, the file will be reviewed by the Zoning or Deputy Zoning Commissioner. They may (a) grant the requested relief, (b) deny the requested relief, or (c) demand that the matter be set in for a public hearing. You will receive written notification as to whether or not your petition has been granted, denied, or will go to public hearing.

2) In cases requiring public hearing (whether due to a neighbor's formal request or by Order of the Commissioner), the property will be reposted and notice of the hearing will appear in a Baltimore County newspaper. Charges related to the reposting and newspaper advertising are payable by the petitioner(s).

3) Please be advised that you must return the sign and post to this office. They may be returned after the closing date. Failure to return the sign and post will result in a \$60.00 charge.

PLEASE UNDERSTAND THAT ON THE DATE AFTER THE POSTING PERIOD, THE PROCESS IS NOT COMPLETE. THE FILE MUST GO THROUGH FINAL REVIEW. ORDERS ARE NOT AVAILABLE FOR DISTRIBUTION VIA PICK-UP. WHEN READY, THE ORDER WILL BE FORWARDED TO YOU VIA FIRST CLASS MAIL.

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

DATE: February 21, 1996

Arnold Jablon, Director

Permits and Development

SUBJECT: Petitions from Zoning Advisory Committee

Item Nos. 295, 296, 298, 300, 301, 303 and 304

The Office of Planning has no comments on the following petition(s):

If there should be any further questions or if this office can provide additional

information, please contact Jeffrey Long in the Office of Planning at 887-3480.

Pat Keller, Director

Office of Planning

Management

ITEM295/PZONE/ZAC1

cc: James Thurston Patio Enclosures, Inc.

Baltimore County Department of Permits and Development Management

Development Processing County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

February 27, 1996

R. L. Tice Patio Enclosures, Inc. 224 8th Ave., N.W. Glen Burnie, MD 21061

> RE: Item No.: 300 Case No.: 96-298-A Petitioner: James Thurston

The Zoning Advisory Committee (ZAC), which consists of representatives from Baltimore County approval agencies, has reviewed the plans submitted with the above referenced petition, which was accepted for processing by Permits and Development Management (PDM), Zoning Review, on February 7, 1996.

Any comments submitted thus far from the members of ZAC that offer or request information on your petition are attached. These comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties (zoning commissioner, attorney, petitioner, etc.) are made aware of plans or problems with regard to the proposed improvements that may have a bearing on this case. Only those comments that are informative will be forwarded to you; those that are not informative will be placed in the permanent case file.

If you need further information or have any questions regarding these comments, please do not hesitate to contact the commenting agency or Joyce Watson in the zoning office (887-3391).

Zoning Supervisor

WCR/jw Attachment(s)

Printed with Soybean Ink

Maryland Department of Transportation State Highway Administration

David L. Winstead Secretary Hal Kassoff Administrator

2-16-96 RE: Baltimore County Item No. 300 (MJK)

Ms. Joyce Watson Baltimore County Office of Permits and Development Management County Office Building, Room 109 Towson, Maryland 21204

Dear Ms. Watson:

This office has reviewed the referenced item and we have no objection to approval as it does not access a State roadway and is not affected by any State Highway Administration projects.

Please contact Bob Small at 410-333-1350 if you have any questions.

Thank you for the opportunity to review this item.

Very truly yours,

Ronald Burns, Chief **Engineering Access Permits**

BALTIMORE COUNTY, MARYLAND
INTEROFFICE CORRESPONDENCE

TO: Arnold Jablon, Director DATE: Feb. 26, 1996 Zoning Administration and Development Management

FROM Nukrobert W. Bowling, P.E., Chief Development Plans Review

Zoning Advisory Committee Meeting for February 26, 1996 Items 294, 295, 296, 298, 299, 300, 301, 302, 7 and 303

The Development Plans Review Division has reviewed the subject zoning items and we have no comments.

RWB:sw

P88-05-045LF

by and between

Made this 27th day of

THOMAS W. HOGG, JR. & ELIZABETH A. HOGG, husband and wife

JAMES A. THURSTON & DORIS E. THURSTON, husband and wife

Hitnesseth, that for and in consideration of the sum of \$ 87,900.00

parties of the second part, in fee simple, as Tenants by the Entirety

the following described land and premises, situate in the State of Maryland,

The Improvements thereon being known as 3606 Clifmar Road.

whereof is hereby acknowledged, the said party of the first part does grant unto the said

Lot No. 24, on a Plat of the property of J. Alfred Marriott, Jr., being PLAF F 14.00
No. 4, "GEORGES PARK", of record among the Land Records of Baltimore County TX 437.50
in Plat Book No. 8, folio 26.

BEING that same lot obtained by the parties of the first part in a Deedwar 1004 ROI 110:58

Ungether with all and singular the ways, easements, rights, privileges and appurtenances to the same belonging or in anywise appertaining, and all the estate, right, title,

interest, and claim, either at law or in equity, or otherwise however, of the said party of the first

warrant specially the property hereby conveyed; and that they will execute such further

1988 , before the undersigned officer, a notary public in and for the state and county

known to me to be the persons whose names are subscribed to the within instrument and did acknowledge that they executed the same for the purposes therein

and seal the day and year first hereinbefore written.

of the first part, and

of the second part:

in Plat Book No. 8, folio 26.

recorded in Liber 6913, folio 220.

part, of, in, to, or out of the said land and premises.

assurances of said land as may be requisite.

contained, and signed the same in my presence.

I hereby certify the within instrument was prepared under the supervision of an attorney duly admitted to practice before

Mitness/

STATE OF MARYLAND COUNTY OF Howard

And the said parties of the first part covenant

I Hereby Certify that on this 27th day of May

In Mitness whereof, I hereunto set my hand, and official/se

aforesaid, personally appeared THOMAS W. HOGG, JR. & ELIZABETH A. HOGG

the Court of Appeals of Maryland 5 * * * * 1406 40 * a 82/58 A Notary Public, Maryland

BJK

Baltimore County Government Fire Department

700 East Joppa Road Towson, MD 21286-5500 Office of the Fire Marshal

DATE: 02/20/96

Arnold Jablon Director Zoning Administration and Development Management Baltimore County Office Building Towson, MD 21204 MAIL STOP-1105

RE: Property Owner: SEE BELOW

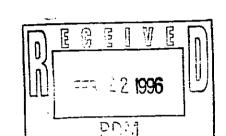
Location: DISTRIBUTION MEETING OF FEB. 20, 1996

Item No.: SEE BELOW Zoning Agenda:

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

8. The Fire Marshal's Office has no comments at this time, IN REFERENCE TO THE FOLLOWING ITEM NUMBERS: 294,295,296,298.299,300, 301,302 & 304.



MBER7 9 5 4 PAGE 8 2 0

REVIEWER: LT. ROBERT P. SAUERWALD Fire Marshal Office. PHONE 887-4881, MS-1102F

cc: File

Printed with Soybean Inl

STATE OF COUNTY OF

118887 9 5 4 PAGE 8 | 9

in the year 19 88

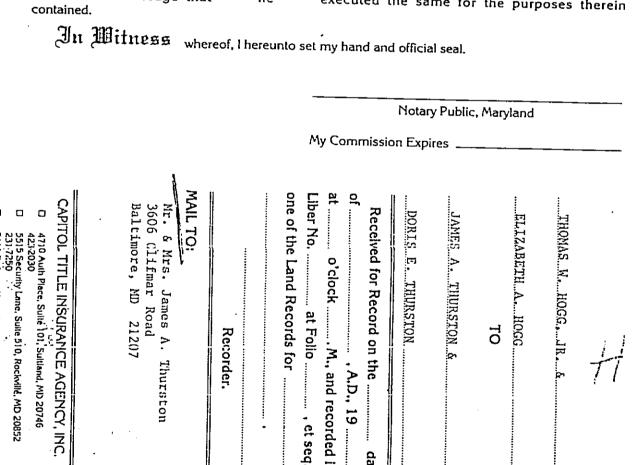
and known and distinguished as

AGENCULTUTAL TRANSFER TAX

SIGNATURE DATES 25 TO

LOT APPL_UABLE

I Hereby Certify that on this , before the undersigned officer, a notary public in and for the state and county aforesaid, personally appeared known to me to be the person whose name subscribed to the within instrument and did acknowledge that he executed the same for the purposes therein



Affidavit of Consideration

I/WE THOMAS W. HOGG, JR. & ELIZABETH A. HOGG , HEREBY CERTIFY UNDER THE PENALTIES OF PERJURY THAT THE ACTUAL CONSIDERATION PAID OR TO BE PAID FOR THE AFOREGOING IS \$87,900.00 AND THAT THE AMOUNT OF ANY DEED OF TRUST, OR MORTGAGE BEING ASSUMED BY THE GRANTEE IS \$-0-CAFFIANT THOMAS W. HOEG JR. Elizabeti Ci. Clogo AFFIANT ELIZABETH A. HOCE

01/058-52-70



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